GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR&RD Department – Allegation of misappropriation of Gram Panchayat funds by Sri Ch. Jaya Ratna Rao, Former Panchayat Secretary, Grade-I, Avanigadda GP & Mandal, Krishna District (Now retired) – Departmental proceedings under Rule 9 of A.P.R.P. Rules, 1980 - Articles of charges - Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.V) DEPARTMENT

G.O.Rt.No.628 **Dated: 01.08.2022**

Read the following:-

1. From the G.A.(V&E) Dept., Vigilance Report No.07 (C.No.329/V&E/D2/2017) dt:19.01.2018.
2. From the Commissioner, P.R. & R.D., Vijayawada, Letter No.PRR02-16021(32)/12/2018 VIG-SEC-COMMR PRRD, dt:24.10.2021.
3. G.O.Rt.No.626, PR&RD (Vig.V) Department, Dated: 01.08.2022.
4. G.O.Rt.No.627, PR&RD (Vig.V) Department, Dated: 01.08.2022.

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ORDER:

In pursuance of the sanction accorded by the Government under sub-clause (i) of clause (b) of sub-rule (2) of Rule 9 of the AP. Revised Pension Rules, 1980 for instituting departmental proceedings against Sri Ch. Jaya Ratna Rao, Former Panchayat Secretary, Grade-I, Avanigadda GP & Mandal, Krishna District (Now retired) and now retired, vide G.O.Ms.No.626, Panchayat Raj & Rural Development [Vig.V] Department, dated:01.08.2022 it is proposed to hold an inquiry against Sri Ch Jaya Ratna Rao in accordance with the procedure laid down in Rule 20 of the AP Civil Services (CCA) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to beheld is set out in the enclosed statement of Articles of charge (Annexure-I). A statement of the imputations of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the Articles of charge are proposed to be sustained are also enclosed (Annexure III and IV).

3. Sri Ch. Jaya Ratna Rao, Former Panchayat Secretary, Grade-I, Avanigadda GP & Mandal, Krishna District (Now retired) is directed to submit his Written Statement of Defence within [10] days from the receipt of this order.

4. He is informed that an inquiry will be held only in respect of those articles of charge which are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Ch. Jaya Ratna Rao, Former Panchayat Secretary, Grade-I, Avanigadda GP & Mandal, Krishna District (Now retired) is further informed that if he does not submit his written statement of defence on or before the date specified in para-(3) above or otherwise fails to comply with the provisions of Rule 20 of APCS [CC&A] Rules, 1991, or the orders/directions issued in pursuance of the said rules, the inquiring authority may hold the inquiry against him exparte.

P.T.O.

6. Attention of Sri Ch. Jaya Ratna Rao, Former Panchayat Secretary, Grade-I, Avanigadda GP & Mandal, Krishna District (Now retired) is invited to Rule 24 of the Andhra Pradesh Civil Services (conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Ch. Jaya Ratna Rao, Former Panchayat Secretary, Grade-I, Avanigadda GP & Mandal , Krishna District (Now retired) **through** the Commissioner, PR&RD, A.P., Tadepalli, Guntur.
The Commissioner, PR&RD, A.P, Tadepalli, Guntur.
Copy to:
The District Collector, Krishna District, Machilipatnam.
The DPO, Krishna District, Machilipatnam.
SF/SC(448273).

//FORWARDED::BY::ORDER// V. Surya Kumar

SECTION OFFICER

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ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI CH.JAYA RATNA RAO, FORMER PANCHAYAT SECRETARY, GRADE-I AVANIGADDA GRAM PANCHAYAT NOW RETIRED FROM SERVICE.

CHARGE NO: 1

That Sri Ch.Jaya Ratna Rao, Retired Panchayat Secretary, Grade-I in Avanigadda Gram Panchayat while working in Avanigadda Gram Panchayat has approved 4 building plans during the period form 1-7-2016 to 31-10-2016 by deviating the Govt. guidelines.

CHARGE NO:2

That Sri Ch.Jaya Ratna Rao, Retired Panchayat Secretary, Grade-I in Avanigadda Gram Panchayat while working in Avanigadda Gram Panchayat has Facilitated Srpanch for drawn of G.P funds through self-cheques and in incurring G.P expenditure by paying in cash deviating the Govt., guidelines.

CHARGE NO:3

That Sri Ch.Jaya Ratna Rao, Retired Panchayat Secretary, Grade-I in Avanigadda Gram Panchayat while working in Avanigadda Gram Panchayat has colluded with the Sarpanch and allowed cash payment to the JCB owner instead of cheque payment thus facilitated the Sarpanch in misappropriation of Rs. 75,334/- in the name of works taken up by engaging JCB.

CHARGE NO:4

That Sri Ch.Jaya Ratna Rao, Retired Panchayat Secretary, Grade-I in Avanigadda Gram Panchayat while working in Avanigadda Gram Panchayat has colluded with Sarpanch in misappropriating Rs. 1,93,599/- of G.P funds in the name of salaries to rate contract labour by claiming extra working days than certified by the Sanitary Inspector.

Thus, he has not shown devotion to duty and exhibited conduct which is unbecoming on part of a Government servant, in contravention of Rule-3 of Andhra Pradesh Civil Services Conduct) Rules, 1964. Hence the Charge.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

V. Surya Kumari
SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI CH.JAYA RATNA RAO, FORMER PANCHAYAT SECRETARY, GRADE-I AVANIGADDA GRAM PANCHAYAT NOW RETIRED FROM SERVICE.

The Vigilance & Enforcement authorities have conducted enquiry on a complaint received on Sri Adapa Srinu, Vice president and Ward member of Avanigadda Gram Panchayat of Avanigadda Mandal on misappropriation of Avanigadda Gram Panchayat funds on the following allegations and during their inquiry the following recommendations made for taking necessary action against the concerned.

Allegations:

1. That the Panchayat Secretary of Avanigadda Gram Panchayat had approved building construction plans by deviating Govt., guidelines.
2. That the staff of Avanigadda Gram Panchayat have not produced the stock registers and any bills pertaining to the purchases of electricity, sanitation & PWS material to the GP Governing Body, which raised suspicion over the genunity of expenditure incurred by the G.P.
3. That the Avanigadda GP has spent 38% of GP funds towards salaries for rate contract workers instead of permissible ratio 30% by deviating Govt. norms.
4. That the staff of Avanigadda GP is utilizing house tax collections to meet their personal requirements without crediting into the GP account and thereby misappropriating the funds.
5. That the staff of Avanigadda GP has not collected the rents from 20 shops of Thangirala Veera Raghavaiah Shopping Complex, Avanigadda.

The Director General (Vig & Enft) & E.O. Prl.Secy., to Govt., vide report No.07 (C.No.329/V&E/D2/2017) Dated:19-01-2018 has furnish a report to the Government, PR&RD stating that Sri Ch.Jaya Ratna Rao, the then Panchayat Secretary, Avanigadda Gram Panchayat now retired from service has:

1) During the period form 1-7-2016to 31-10-2016, he approved 4 building constru ctions plans deviating the Govt. guidelines.
2) Facilitated Sarpanch for drawal of G.P funds through self-cheques and incurring G.P expenditure by paying in cash deviating the Govt., guidelines.
3) In collusion with the Sarpanch, he allowed cash payment to the JCB owner inste ad of cheque payment thus facilitated the Sarpanch in misappropriation of Rs. 75,3 34/- in the name of works taken up by engaging JCB.
4) Colluded with Sarpanch in misappropriating Rs. 1,93,599/- of G.P funds in the name of salaries to rate contract labour by claiming extra working days than certified by the sanitary Inspector.

The abstract recommendation of the V&E authority against Sri Ch.Jaya Ratna Rao, the then Panchayat Secretary, Grade-I, Avanigadda Gram Panchayat of Avnigadda Mandal now retired from service is for taking stringent disciplinary action against him besides recovery of misappropriated amount.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

V. Surya Kumar
SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI CH.JAYA RATNA RAO, FORMER PANCHAYAT SECRETARY, GRADE-I AVANIGADDA GRAM PANCHAYAT NOW RETIRED FROM SERVICE, ARE PROPOSED TO BE SUSTAINED..

Vigilance Report No.07 (C.No.329/V&E/D2/2017) Dated:19-01-2018 of the Director General (Vig.Enft) & E.O.Prl.Secy to Govt (FAC), Andhra Pradesh.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

V. Surya Kumar

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI CH.JAYA RATNA RAO, FORMER PANCHAYAT SECRETARY, GRADE-I AVANIGADDA GRAM PANCHAYAT NOW RETIRED FROM SERVICE, ARE PROPOSED TO BE SUSTAINED.

Nil

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

V. Surya Kumar

SECTION OFFICER